

## **NEGATIVE DECLARATION**

October 15, 1999

### **PROJECT SPONSOR**

Bay Area Air Quality Management District

### **PROJECT DESCRIPTION**

Regulation 8, Rule 40 currently sets allowable rates for aeration of soil contaminated by organic chemical or petroleum chemical leaks. The amendments to Regulation 8, Rule 40 are part of the Final 1999 San Francisco Bay Area Ozone Attainment Plan (OAP) adopted June 1999 and are being proposed in order to reduce emissions to the atmosphere of organic compounds that form ground-level ozone. Major proposed amendments include:

- Effective June 1, 2000, uncontrolled aeration of contaminated soil is prohibited.
- Contaminated soil is defined as soil having an organic content exceeding 50 parts per million by weight (ppmw).
- Provisions are added for the use of an organic vapor analyzer (OVA) as a real time monitor of compliance.
- Exemptions for specified small volumes of contaminated soil or for soil contaminated by specified small volumes of liquid.
- Emission reduction measures for excavation and removal of contaminated soil are added.
- More specific reporting requirements for soil excavations and tank removals are added.

### **PROJECT LOCATION**

The proposed amendments apply within the Bay Area Air Quality Management District. This area includes all of seven counties (Alameda, Contra Costa, Marin, San Francisco, San Mateo, Santa Clara, and Napa), and portions of two others (southwestern Solano and southern Sonoma).

### **DETERMINATION**

Pursuant to the California Environmental Quality Act (Public Resources Code section 21000, *et seq.*), the District is the Lead Agency for the described project. The District has prepared an initial study (attached), and, on the basis of the study, has determined that the project will not have a significant effect on the environment.

### **REVIEW PERIOD**

Written comments on the proposed negative declaration must be addressed to Ellen Garvey, Air Pollution Control Officer, Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, 94109. All comments must be received by 5:00 p.m. on Monday, November 8, 1999.

If you have questions about the project or the negative declaration, please contact Robert Cave at (415) 749-5048.